Formantion of Grievance Redressal Committees regarding Ex-gratia assistance in case of Covid-19 death.

GOVERNMENT OF MAHARASHTRA
PUBLIC HEALTH DEPARTMENT
Government Resolution : Nyayik-2021/CR.488/Aarogya 5

G.T Hospita;l Compound
Mantralaya, Mumbai -400 001.
Date : 13.10.2021.

Reference :-

1) Hon'ble Supreme Court's Order dated 4th October 2021, passed in Miscellaneous Application No. 1120 of 2021 in Writ Petition (Civil) No. 539/2021.
2) Government of India , Ministry of Health and family welfare letter, DO No. C.18018/11/2021-DM Cell, dated 11th october, 2021.

Preamble :-

Hon'ble Supreme court in Miscellaneous Application No. 1120 of 2021 in Writ Petition (Civil) No. 539/2021 has directed payment of ex-gratia assistance of Rs. 50,000/- by the state from the State Disaster Response Fund (SDRF) to the next of the kin of the deceased due to COVID-19.

In its judgement dated 04.10.2021 Hon'ble Supreme court has laid down the criteria for considering the death due to COVID-19 for the purpose of disbursement of this Ex-gratia assistance of Rs.50,000/- (Fifty thousand).

Hon'ble Supreme court has furthur directed that if any family member/ kin of the deceased who died due to COVID-19, has any grievance with respect to non receipt of ex-gratia payment of Rs. 50,000/- (Fifty thousand) it will be open for aggrieved claimant to approach the Grievances Redressal Committees, constitution of which has also been suggested by Hon'ble Supreme court.

Government resolution :

Now, in compliance of order of Hon'ble Supreme court Government of Maharashtra hereby constitutes Grievances Redressal Committees.There shall be two committees one for the Municipal Corporation Areas and another for the Area outside Municipal Corporation called District level Grievance Redressal Committee. Composition of this committees shall be as below :

1. District level Grievance Redressal Committee :-

a) District collector - Chairperson.
b) District civil surgeon - Member secretary

c) Dean Medical college(If any existing in the district) – Member
d) District Health Officer - Member
e) One specialist Doctor (MD Medicine), from District Civil hospital or Government Medical college- Member

2.Municipal Corporation Grievance Redressal Committee :- In Municipal Corporation Area, administrative zone wise committees to be constituted. These committee shall consist of following :-

a) Deputy Municipal Commissioner of the concerned Administrative zone – Chairperson
b) Municipal Medical Officer of the concerned zone or its representative as nominated by municipal commissioner - Member Secretary
c) Dean of Medical college or its representative (If any Medical college in Municipal Corporation Area) – Member
d) District civil surgeon or its representative - Member
f) One specialist Doctor (MD Medicine), from District Civil hospital or Government Medical college in Municipal Corporation Area or Municipal Corporation run Medical College – Member.

The Grievance redressal committee shall have following Terms of Reference :-

A. In case of any grievance with regards to the certification of the COVID-19 Death the aggrieved person may approach to the above mentioned committee who shall take remedial measures including issuance of amended official documents for COVID-19 death after verifying the facts on production of the necessary documents showing that the death is due to COVID-19.
B. All concerned hospitals where the patient was admitted and given treatment shall provide all the necessary documents of treatment etc. to the family member of the deceased, as and when demanded, and if any hospital and/or the place where the deceased had taken treatment refuses to furnish such documents, it will be open for the Grievance Redressal Committee to call for such information and the concerned hospital/institution where the deceased was admitted shall have to furnish such particulars as required for the purpose of establishing that the death was due to COVID-19.
C. The Grievance Redressal Committee shall examine the contemporaneous medical record of the deceased patient, and take a decision within a period of 30 days from the aggrieved person approaching the said Grievance Redressal Committee.

D. The concerned registering authority shall ratify/amend the death certificate as directed by the Grievance Redressal Committee.

E. In case, the decision of the committee is not in favor of the claimant, a clear reason for the same shall be recorded by the committee.

This Government resolution is signed and is available on the website of the Government of Maharashtra www.maharashtra.gov.in and their computer code is २०२११०१३१६३७०६४९१७

By the order and in the name of the Governor of Maharashtra

(Dr. Pradeep Vyas)
Additional Chief Secretary
GOVERNMENT OF MAHARASHTRA

Copy to :

1. Principal Secretary to Hon'ble Governor, Rajbhavan, Mumbai.
2. Additional Chief Secretary to Hon'ble Chief Minister, Mantralaya, Mumbai.
3. Secretary to Hon'ble Deputy Chief Minister, Mantralaya, Mumbai.
4. Chief Secretary, Maharashtra State, Mantralaya, Mumbai.
5. Principal Secretary Urban Development Department, Mantralaya,Mumbai.
6. Principal Secretary (Relief and Rehabilitation) Revenue and Forest Department, Mantralaya,Mumbai.
7. Secretary, Medical Education and Drugs Department, Mantralaya, Mumbai.
8. Commissioner, Health Services Cum Mission Director, National Health Mission, Mumbai.
9. Commissioner, Medical education. Department, Mumbai.
10. All Municipal Commissioner.
11. Director, Medical Education and Research, Mumbai.
12. Director, Health Services, Mumbai/Pune.
13. All Collectors.
14. All Chief Executive Officers, Zilla Parishad.
15. All Deans of Government Medical Colleges.
16. All Deputy Directors.
17. All Civil Surgeons.
18. All District Health Officers.
19. President of Indian Medical Association (State and All Districts).
20. Copy to select file Helath-5 / with C.R. 488/2021.